THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO:27870 of 2005

Dated: 03-04-2006

Between:

Adapa Satya Narayana.

..... PETITIONER

AND

The Additional Agent to the

Government, E.G. District,

Rampachodavaram and four others.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

–

WRIT PETITION NO:27870 of 2005

O R D E R:

This writ petition is filed seeking a declaration that the action of the respondents in evicting the petitioner from the land to an extent of Ac.1.92

cents in Sy.Nos.3/4 of Bayyanapalli Village of Gangavaram Mandal, in pursuance of the order dated 29-10-2005 passed by the second respondent in C.M.A.No.41 of 2005 pending disposal of the revision filed before the first respondent, is arbitrary and illegal.

The material on record shows that the second respondent, by order dated 29-10-2005 in C.M.A.No.41 of 2005, upheld the order dated 21-10-2005 passed by the third respondent-Special Deputy Collector, (Tribal Welfare), in respect of the land in question directing eviction of the petitioner so as to restore the same to the Government for assignment to eligible tribes. Aggrieved by the same, the petitioner preferred a revision before the first respondent. Though the petitioner sought for stay of operation of the impugned order dated 29-10-2005, no such order was passed and aggrieved by the said action, the present writ petition has been filed.

This Court, while ordering notice to the respondents, by order dated 29-12-2005, directed *status quo* obtaining as on that date shall be maintained.

Since admittedly the revision preferred by the petitioner, against the order dated 29-10-2005 in C.M.A.No.41 of 2005, is pending before the first respondent, I am of the opinion that it would be appropriate to protect the possession of the petitioner till the disposal of the revision petition.

Accordingly, the writ petition is disposed of with a direction to the first respondent to dispose of the revision petition pending on its file as expeditiously as possible preferably within a period of three months from the date of receipt of a copy of this order. Till such time, *status quo* obtaining as on today as to the nature and possession of the land in question shall be maintained.

The writ petition is accordingly disposed of. No costs.

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G.ROHINI,J

Dated: 03-04-2006

klp